

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

October 31, 2003

DIVISION ONE

B167692 People v. Lopez (Not for Publication)

The judgment is affirmed. The matter is remanded for the trial court to issue an amended abstract of judgment eliminating reference to "2nd degree" and showing defendant convicted of two counts of attempted murder. The court is to send a copy of the amended abstract to the Department of Corrections.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

B165627 People (Not for Publication)
v.
Zavala

The judgment is affirmed.

Ortega, J.

We concur: Spencer, P.J.
Mallano, J.

DIVISION ONE (Continued)

B163913 Los Angeles County, D.C.S. (Not for Publication)
v.
Mona B.

That part of the October 30, 2002 order granting Mona B.'s petition is reversed; that part of the order denying Faith H.'s petition is affirmed.

Mallano, J.

We concur: Spencer, P.J.
 Ortega, J.

B163447 Chodos (Not for Publication)
v.
Gorin

The October 29, 2002 order granting the special motion to strike is reversed and upon remand the trial court is directed to enter an order denying the special motion to strike. Rafael Chodos is entitled to costs on appeal.

Mallano, J.

We concur: Spencer, P.J.
 Ortega, J.

B165055 Chodos (Not for Publication)
v.
Gorin

The appeal is dismissed. The parties are to bear their own costs on appeal.

Mallano, J.

We concur: Spencer, P.J.
 Ortega, J.

DIVISION ONE (Continued)

B162669 Reinhold Industries, Inc. (Not for Publication)
 v.
 Occupational Safety and Health Board

The judgment is reversed. The trial court is directed to enter a new and different judgment granting the petition for writ of administrative mandate. Plaintiff is to recover costs on appeal.

Spencer, P.J.

We concur: Ortega, J.
 Mallano, J.

B161280 People (Not for Publication)
 v.
 Moore

The judgment is modified to stay the sentence on defendant's conviction for possession of an illegal substance in a jail facility. In all other respects, it is affirmed. The clerk of the court is directed to prepare a modified abstract of judgment and forward a copy to the Department of Corrections.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
 Mallano, J.

B162766 People (Not for Publication)
 v.
 Porras

Defendant's conviction of count 2, arson of a structure is reversed, and the sentence imposed for tat offense is stricken. In all other respects, the judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.
 Vogel (Miriam A.), J.

October 31, 2003 (Continued)

DIVISION ONE (Continued)

[illegible]

The judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

B164269 People (Not for Publication)
v.
Wade

The judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.
Ortega, J.

B166967 Los Angeles County, D.C.S. (Not for Publication)
v.
Gina E.

The judgment is affirmed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

DIVISION TWO

B158777 Marshall
v.
Department of Health Services

Filed order modifying opinion. (No change in the judgment)

October 31, 2003 (Continued)

DIVISION THREE

B162203 Benetic (Not for Publication)
v.
Bizoumis

The judgment is affirmed. Defendant is to recover costs on appeal.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

B167025 Los Angeles County, D.C.S. (Not for Publication)
v.
Christopher S.

The appeal is dismissed.

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

DIVISION FOUR

B163049 Department of Justice (Not for Publication)
v.
State Personnel Board

The judgment is reversed. The trial court is directed to grant the DOJ's petition for a writ of administrative mandate to compel the SPB to set aside that portion of its opinion in case number 01-0577 imposing a suspension for 30 working days and to reinstate the penalty of dismissal as originally imposed by the DOJ. The parties to bear their own costs on this appeal.

Vogel (C.S.), P.J.

We concur: Hastings, J.
Curry, J.

October 31, 2003 (Continued)

DIVISION FOUR (Continued)

[illegible]

The judgment is affirmed.

Hastings, J.

We concur: Epstein, Acting P.J.
Curry, J.

B166582 Los Angeles County, D.C.S. (Not for Publication)
v.
Nisa W.

The order denying appellant's section 388 petition and terminating her parental rights is affirmed.

Hastings, J.

We concur: Epstein, Acting P.J.
Curry, J.

B151496 Freeman (Not for Publication)
v.
Freeman

The judgment of dissolution of marriage is affirmed in full. Appellant Norda R. Freeman is to bear the costs on appeal.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Curry, J.

October 31, 2003 (Continued)

DIVISION FOUR (Continued)

B161462 Dorsey (Not for Publication)

V.
99 Cents Only Stores, Inc.

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Hastings, J.
Curry, J.

B160734 People (Not for Publication)

V.
Barber

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Curry, J.

B166810 Los Angeles County, D.C.S. (Not for Publication)

v.
Steven S.

The orders from which appeal is taken are affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Hastings, J.

October 31, 2003 (Continued)

DIVISION FOUR (Continued)

B166655 Jones (Certified for Publication)
v.
Wells Fargo Bank et al.

The judgment is affirmed. Respondent(s) to recover costs.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

B162638 Pastoria, et al. (Certified for Publication)
v.
Nationwide Insurance, et al.

The judgment is reversed. Appellant(s) to recover costs.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Curry, J.

DIVISION SEVEN

B159820 Ali (Certified for Publication)
v.
L.A. Focus Publication, et al.

The judgment is reversed with respect to Ali's claim for wrongful termination in violation of public policy and remanded for further proceedings not inconsistent with this opinion. In all other respects, the judgment is affirmed. Each party shall bear his or its own costs on appeal.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

DIVISION EIGHT

Court convened at 9:04 a.m.

Present: Cooper, P.J., Rubin, J., Boland, J., Flier, J. and Connie Hon, Deputy Clerk.

Each of the following:

B162473 DCFS v. Gloria T.
B166184 DCFS v. Shyanne T., et al.
B167335 DCFS v. Jarita B.
B164225 DCFS v. Maria S.
B165737 DCFS v. Michelle H.
B164010 People v. Jones
B162510 People v. Wiseman
B164517 People v. Hernandez
B164271 People v. Gonzalez
B162127 People v. Valenzuela
B160993 People v. Waltman
B167074 DCFS v. Hazel G.

Argument waived, cause submitted.

B163193 Schmuel
 v.
 Grover Hollingsworth and Associates, Inc.

Merits:
Argued by Dan Lispi for appellant and by Steven Jensen for respondent.
Cause submitted.

B159532 Kutty
 v.
 Glesener Pharmacy, Inc., et al.

Merits:
Argued by Rajinder Kutty, appellant, in propria persona and by Wesley G. Beverlin for respondents. In open court, appellant is directed to file letter brief within 10 days. Counsel for respondents may file a reply 10 days thereafter. Submission deferred.

DIVISION EIGHT (Continued)

B156866 People
 v.
 Jose and Sergio Aguilar

Merits:
Argued by Chris R. Redburn for appellant (Jose Aguilar), by Peter Gold for appellant (Sergio Aguilar) and by Kenneth Kao, Deputy Attorney General for respondent. Cause submitted.

B162313 Dozier, et al.
 v.
 General Motors Corp., et al.

Merits:
Argued by Lloyd F. LeRoy for appellant, by David K. Schultz for respondents (General Motors Corp. et al.) and by William P. Buranich for respondent (Hanson Permanente Cement, Inc. Cause submitted.

B164141 Automotive Funding Group, Inc.
 v.
 Harry Low, Department of Insurance

Merits:
Argued by Brian Wesley, Deputy Attorney General for appellant and by Robert J. Cerny for respondent. Cause submitted.

B159651 Patel
 v.
 Kaiser Permanente

Oral argument continued to November 25, 2003, at 9:00 a.m.

B164463 People
 v.
 Carrocci

Oral argument continued to November 25, 2003, at 1:00 p.m.

DIVISION EIGHT (Continued)

B158103 Henowick
 v.
 Marymount College

Oral argument continued to December 19, 2003, at 9:00 a.m.

B161316 Salvino
 v.
 Pfefferman

Matter is ordered off calendar.

Court adjourned at 11:36 a.m.

B166689 People (Not for Publication)
 v.
 Williams

The judgment is affirmed.

Rubin, J.

We concur: Cooper, P.J.
 Boland, J.

B163508 Los Angeles County, D.C.S. (Not for Publication)
 v.
 Emigdio R. and Linda E.,
 In re Jason R., a Person Coming Under the Juvenile Court Law.

The December 9, 2002, order terminating mother's and Emigdio's parental rights is affirmed.

Rubin, J.

We concur: Cooper, P.J.
 Boland, J.